MC(N) 25/2006
BEFORE
HON'BLE MR. JUSTICE AMITAVA ROY

In MFA 2/06

Heard Mr Dutta, learned counsel for the applicant and Mr Sarma, learned counsel for the opposite party No. 2.

Though in terms of the order dated 17.6.2009 of this Court the applicant had made paper publication of the notice of the instant Misc. case in the issue dated 11.7.2009 of the local daily The Assam Tribune , more particularly, for the opposite party No.1/ claimant, none has entered appearance on his behalf. No prayer for adjournment has also been made.

Upon hearing the learned counsel present and on a consideration of the statements made in the application, I am of the view that the applicant being an impersonal machinery saddled with bureaucratic formalities as essential pre-conditions for processing steps for preferring an appeal of the kind in hand, the delay ought to be condoned. Ordered accordingly.

Misc. case stands allowed.